



OFFICE OF THE ATTORNEY GENERAL OF TEXAS  
AUSTIN

GERALD C. MANN  
ATTORNEY GENERAL

Hon. George H. Sheppard  
Comptroller of Public Accounts  
Austin, Texas

Dear Sir:

Opinion No. 0-1326

Re: Authority of Comptroller to charge bills for binding against the appropriations made by the 46th Legislature, under the heading "Maintenance & Miscellaneous" for "books, stationery, printing, office supplies, ... \$35,000.00."

By your letter of October 16th, you advise this Department that you have for many years incurred accounts of approximately \$1,000.00 per year for binding the records of your office, but that the appropriation for binding was eliminated from your departmental appropriation for the current biennium. You ask whether your department may charge such bills for binding against the appropriation made under the heading "Maintenance & Miscellaneous" for "books, stationery, printing, office supplies, \$35,000."

Item 4 of your appropriation, on page 42 of the supplement to the Senate Journal of the 46th Legislature, Regular Session, containing Senate Bill 427, the departmental appropriation bill, provides an item for "binding records, \$1,000.00," immediately preceding the item to which you refer. It appears that this item was stricken from your appropriation by the Governor in the exercise of his veto power.

You are advised that in our opinion no one of the purposes for which the \$35,000 is appropriated is intended in any manner either directly or by inference to authorize the expenditure of any part of such item of your appropriation for expenses incurred in binding your records. Expenditures for binding could not be justified on the ground that it represented the purchase of books, stationery, printing or office supplies.

Yours very truly

ATTORNEY GENERAL OF TEXAS

By (signed)  
R. W. Fairchild  
Assistant

RWF:pbp

APPROVED OCT 23, 1939

(STAMPED) APPROVED

Opinion Committee

GERALD C. MANN (signed) By D. W. B. Chairman  
ATTORNEY GENERAL OF TEXAS

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